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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/275,514

03/24/1999

MATTHEW J. HOLLIMAN

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03/11/2009

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EXAMINER

VIG, NARESH

ART UNIT

PAPER NUMBER

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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: MATTHEW HOLLIMAN, BOON-LOCK YEO,
ROBERT LIU and MINERVA YEUNG

Application No. 09/275,514
Technology Center 3600

Mailed: March 11, 2009

Before KRISTA ZELE *Deputy Chief Appeals Administrator*
ZELE, *Deputy Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on July 24, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the

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application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

PRIOR ORDER FOR RETURN

A prior “Order Returning Undocketed Appeal to Examiner” was mailed on June 21, 2006, wherein the Examiner was instructed that the § 103(a) rejection statement for claims 1-16 and 19-32 was not properly identified in the Examiner’s Answer mailed March 13, 2006. A review of the file finds that the required correction was not made in the corresponding Examiner mailed October 18, 2007.

REPLY BRIEF NOTED

On December 17, 2007, a Reply Brief was filed by Appellants. In response to the Reply Brief the Examiner mailed a “Detailed Action” acknowledging the “November 30, 2005” Reply Brief. It should be noted that the correct date should be December 17, 2007.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

1) vacate the Examiner’s Answer mailed October 18, 2007 and to submit a corrected Examiner’s Answer identifying all the grounds rejection under 35 U.S.C. § 103, particularly claims 1-16 and 19-32;

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2) consider the Reply Brief filed December 17, 2007; and

3) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

KZ/MTV/tsj

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